



D-1083

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: **08/889,033**

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In re Application of

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**Frazzitta, et al.**

Art Unit 2621

Confirmation No.: **2912**

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Patent Examiner

Tung Vo

Filed: **July 7, 1997**

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Title: **Transaction System**

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Mail Stop ISSUE FEE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Allowability of July 15, 2010 please enter Applicants' "Comments on the Statement of Reasons for Allowance" without prejudice as follows:

**Comments on the Statement of Reasons for Allowance**

Applicants acknowledge the Office's admission that all pending claims are patentable over the prior art, and that there is no teaching, suggestion, motivation, or valid reason for one of ordinary skill in the art to have produced the recited invention.

Applicants respectfully submit that while the specific features and relationships mentioned in the Statement of reasons for allowance are not disclosed or suggested in the prior art, these are not the only recited features and relationships which are not found or suggested in the prior art. Any remarks in the Statement (or elsewhere during prosecution) which attempt to narrow the recited subject matter should be disregarded.

Furthermore, the Statement admits that the claims (including claims considered by the BPAI) in Applicants' Response filed September 21, 2009 were already allowable. Thus, any later amendment to the claims could not have been made to overcome the prior art. Rather, the record indicates that the Examiner's amendment to the claims was for cosmetic purposes. For example, except for minor relocation of certain claim language, allowed claims 24 and 40 still respectively correspond to the claims 24 and 40 that were on appeal.

Respectfully submitted,



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